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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re application of)	Group Art Unit: 3651
)	
Burkard Otto HERBERT)	Examiner:
Stefan WANDER)	Leslie August Nicholson III
)	
Application No. 10/540,209)	
)	
Filed May 24, 2006)	
)	
For: DEVICE FOR TRANSMITTING)	
AND CONVEYING A STRIP OF)	
MATERIAL AND METHOD FOR)	
REGULATING THESE DEVICES)	

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement of February 11, 2008 in the subject application, applicants elect, with traverse, to prosecute the invention or group of inventions identified by the Examiner as Group I; claims 134, 136 and 153-171. Applicants expressly reserve the right to file one or more divisional applications directed to the inventions, or groups of inventions not selected for prosecution in the subject application.

Applicants respectfully assert that the claims of Group II; claims 135 and 172 are not drawn to a separate invention than the claims of Group I; claims 134, 136 and 153-171. Both independent claims 134 and 135 are directed to a device for processing a web in a web processing machine. Claim 134 recites a web cutter; claim 135 recites a longitudinal cutting arrangement including first and second web cutters. Claim 134 recites a web former located, in a path of travel of the web, after the web cutter; claim 135 also recites a former located, in the path of web travel, after the web cutters. Claim 134 recites at least one actuating member, including a former drive and adapted to move the web cutter and the former transversely of the

web travel path; claim 135 recites a former drive mechanism adapted to move the former transversely of the path of web travel. Claim 135 also recites a cutting arrangement drive mechanism and usable to move the two web cutters in opposite directions. Both of claims 134 and 135 recite a control device in functional connection with the former drive mechanism. In claim 134 that control device is also in connection with a turning bar drive mechanism. In claim 135, the control device is also in connection with the cutting arrangement drive mechanism.

In both of claims 134 and 135 there are provided a web cutter and a web former with the former being located after the web cutter or cutters. In both claims, both the web cutter or cutters and the former are movable transversely to the direction of web travel. Claim 134 further recites the inclusion of a turning bar unit before the former. The control device in both claims 134 and 135 is in functional connection with the former and with one or more devices before it, in the direction of web travel; i.e. the cutting arrangement drive mechanism in claim 135 and the turning bar drive mechanism in claim 134. In both claimed divides, the movement of the upstream device; i.e. the turning bar drive mechanism of claim 134 and the cutting arrangement drive mechanism of claim 135 influences the location of the former.

In the discussion at page 3 of the Detailed Action, with respect to Groups I and II, it is asserted that Groups I and VI disclose a control device "...which is not disclosed by the other groups." It is noted that claim 135 of Group II recites a control device. Group II, claim 135, is asserted as disclosing means for supporting first and second web cutters. Group I, claim 134, also discloses a web cutter which is movable transversely to the path of web travel.

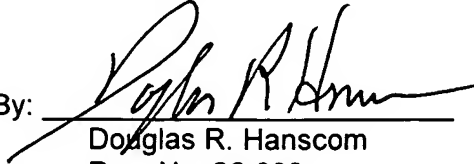
It is requested that claims 135 and 172, identified by the Examiner as Group II, be included in Group I. The two groups are directed to the same inventive concept and are believed to be properly includable in a single group of claims.

An early and favorable Office Action on the merits is respectfully requested.

Respectfully submitted,

Burkard Otto HERBERT
Stefan WANDER
Applicants

JONES, TULLAR & COOPER, P.C.
Attorneys for Applicants

By: 
Douglas R. Hanscom
Reg. No. 26,600

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JONES, TULLAR & COOPER, P.C.
P.O. Box 2266 Eads Station
Arlington, Virginia 22202
(703) 415-1500
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